



STATE OF DELAWARE
STATE COUNCIL FOR PERSONS WITH DISABILITIES
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The Honorable John Carney
Governor

John McNeal
SCPD Director

MEMORANDUM

DATE: May 31, 2018

TO: Ms. Nicole Cunningham, DMMA
Planning & Policy Development Unit

FROM: Ms. Jamie Wolfe, Chairperson
State Council for Persons with Disabilities

RE: 21 DE Reg. 917 [(DMMA Proposed DSHP Section 1115 Demonstration Waiver
Extension Application Request (May 1, 2018))]

The State Council for Persons with Disabilities (SCPD) has reviewed the Department of Health and Social Services/Division of Medicaid and Medical Assistance's (DMMA) proposed regulation. The proposed regulation was published as 21 DE Reg. 917 in the May 1, 2018 issue of the Register of Regulations. The SCPD has the following observations.

DMMA has issued a notice that is filing for a five year extension of the Diamond State Health Plan.¹ DSHP includes mandatory managed care enrollment for all categorically eligible individuals, the Medicaid expansion population, DSHP+ long term services and supports and the Promise Program. According to the notice, DMMA is proposing no changes to the benefits covered or the groups covered (although the waiver was recently amended to include out of state former foster care youth). Likewise, DMMA is not proposing to alter the delivery system, which is primarily managed care, with FFS carve outs for children's dental and non-emergency transportation. The waiver was recently amended to include DDDS Lifespan Waiver enrollees in Managed Care, and as mentioned above, an amendment is proposed to include SUD services at IMDs.

The draft is noteworthy in that it references an interim evaluation that shows general success, but

¹ The draft waiver extension application can be found here:
http://dhss.delaware.gov/dhss/dmma/files/dshp1115waiver_draft_extension_request.pdf

that additional efforts may be needed with respect to the PROMISE program and coordination of care for dual eligibles. These conclusions were based on 2016 and 2107 assessments.

The SCPD is asking that DMMA increase thresholds for some services. Limits on home modifications under DSHP+ come to mind. Currently, this benefit is limited to \$6000 per project, \$10,000 per year, with a \$20,000 lifetime limit. Additionally, stair lifts and elevators are specifically excluded. These limits should be increased to reflect the actual cost of common

Thank you for your consideration and please contact SCPD if you have any questions regarding our position on the proposed regulation.

cc: Mr. Stephen Groff
Ms. Laura Waterland, Esq.
Governor's Advisory Council for Exceptional Citizens
Developmental Disabilities Council

21reg917 dmma-DSHP Section 1115 demonstration waiver extension application request 5-31-18